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3 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
4 AT TACOMA

5 ALBERT DOMINGO GONZALEZ,

6 Petitioner,

7 v.

8 DONALD HOLBROOK,

9 Respondent.

CASE NO. C12-5106BHS

ORDER ADOPTING REPORT  
AND RECOMMENDATION

10 This matter comes before the Court on the Report and Recommendation ("R&R")  
11 of the Honorable Karen L. Strombom, United States Magistrate Judge (Dkt. 6). The  
12 Court having considered the R&R and the remaining record, and no objections having  
13 been filed, does hereby find and order as follows:

- 14 (1) The R&R is **ADOPTED**;
- 15 (2) Petitioner's application to proceed *in forma pauperis* is **DENIED**; and
- 16 (3) Petitioner is instructed to **pay the filing fee within 30 days** of the date of  
17 this order to proceed with his petition.

18 Dated this 30<sup>th</sup> day of May, 2012.

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21 BENJAMIN H. SETTLE  
22 United States District Judge